

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Paper No. 8

PILLSBURY WINTHROP LLP 725 S. FIGUEROA STREET **SUITE 2800** LOS ANGELES, CA 90017

**COPY MAILED** 

DEC 0 3 2004

In re Application of ·

Sam Mazza

Application No. 09/749,609

Filed: December 28, 2000

Attorney Docket No.

P 271394 P9435

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed October 18, 2004, in the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the non-final Office action mailed August 14, 2003, which set a shortened statutory period for reply of three (3) months. A proper response was not received within the allowable period, and the application became abandoned on November 15, 2003.

The amendment filed October 14, 2004, is noted and made of record.

The application is being forwarded to Technology Center 2100 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin

**Petitions Attorney** 

Office of Petitions